THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

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WRIT PETITION NO : 567 of 2005

02-02-2006

Between:

Dr.Kanduri Simhachalam RMP S/o.late Ramanujachary
1-1-18/4/A, Chikkadapally,
Jawaharnagar, Hyderabad 20.

..... PETITIONER

AND

1 Union of India rep by Secretary Ministry of Home Affairs,
Lok Naik Bhavan, New Delhi. And others.

.....RESPONDENTS

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WRIT PETITION NO : 567 of 2005

O R D E R:

When the W.P.M.P. came up for hearing with the consent of both the parties, the writ petition itself is taken up for hearing.

The writ petition has been filed by Dr.Kanduri Simhachalam, questioning the inaction of the 2nd respondent in not recommending his case for grant of pension under Freedom Fighters Pension

Scheme 1972.

The petitioner claims that he has participated in the Hyderabad State Merger Movement during the 'Freedom Struggle' against Hyderabad Nizam for more than six months for the period from August, 1947 to October, 1948 having remained underground during the said period. His application for grant of pension under Freedom Fighters Scheme 1972 came to be forwarded to the 2nd respondent by the 3rd respondent-District Collector by Lr.No.D5/252/2002 dated 7.8.2002. Since the 2nd respondent has not taken any action on the recommendation of the 3rd respondent-District Collector for grant of pension, the petitioner approach this Court by invoking the jurisdiction under Article 226 of the Constitution of India.

Heard the learned counsel for both the parties.

The grievance of the petitioner is that the 2nd respondent having received the recommendation from the 3rd respondent-District Collector has not taken any action.

In view of the fact that the matter is still pending for disposal at the hands of the 2nd respondent, I deem it appropriate to dispose of the writ petition directing the 2nd respondent to consider the recommendation of the 3rd respondent-District Collector for grant of pension under 'Freedom Fighters Pension Scheme, 1972' and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of the copy of the order. No costs.

With the above direction, the writ petition is disposed of. No costs.

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02-02-2006

Mjl/*